DT07 Rec'd PCT/PTO 0 3 MAR 2005

PTO-1390 (Rev. 12-2004) Approved for use through 03/31/2007. OMB 0651-0021

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TRANSMITTAL LETTER TO THE UNITED STATES

ATTORNEY'S DOCKET NUMBER

63005 (70551)

63005 (70551) DESIGNATED/ELECTED OFFICE (DO/EO/US) U.S. APPLICATION CONCERNING A SUBMISSION UNDER 35 U.S.C. 371 INTERNATIONAL APPLICATION NO. INTERNATIONAL FILING DATE PRIORITY DATE CLAIMED PCT/JP03/11460 8 September 2003 (08.09.03) 26 September 2002 (26.09.02) TITLE OF INVENTION DEVICE FOR EXCITING SURFACE PLASMONS AND MICROSCOPE INCLUDING THE DEVICE APPLICANT(S) FOR DO/EO/US Tetsuo Saeki Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information: 1. x This is a FIRST submission of items concerning a submission under 35 U.S.C. 371. This is a SECOND or SUBSEQUENT submission of items concerning a submission under 35 U.S.C. 371. This is an express request to begin national examination procedures (35 U.S.C. 371 (f)). The submission must 3. include items (5), (6), (9) and (21) indicated below. 4. The US has been elected (Article 31). A copy of the International Application as filed (35 U.S.C. 371 (c)(2)) х x is attached hereto (required only if not communicated by the International Bureau). b. has been communicated by the International Bureau. C. is not required, as the application was filed in the United States Receiving Office (RO/US). х An English language translation of the International Application as filed (35 U.S.C. 371 (c)(2)). x is attached hereto. a. b has been previously submitted under 35 U.S.C. 154(d)(4). 7. Х Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371 (c)(3)) а are attached hereto (required only if not communicated by the International Bureau). b. have been communicated by the International Bureau. have not been made; however, the time limit for making such amendments has NOT expired. C. d. have not been made and will not be made. 8. An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371 (e)(3)). 9. An oath or declaration of the inventor(s) (35 U.S.C. 371 (c)(4)). Х An English language translation of the annexes to the International Preliminary Examination Report under PCT 10. Article 36 (35 U.S.C. 371 (c)(5)). Items 11 to 20 below concern document(s) or information included: An Information Disclosure Statement under 37 CFR 1.97 and 1.98. 11. 12. An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included. 13. x | A preliminary amendment. 14. An Application Data Sheet under 37 CFR 1.76. 15. A substitute specification. 16. A power of attorney and/or change of address letter. 17. A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821 - 1.825. 18. A second copy of the published International Application under 35 U.S.C. 154(d)(4). 19. A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4). 20. Other items or information: PCT/RO/101; PCT/IB/210; PCT/IB/301; PCT/IB/304; PCT/IB/308; International Application No. WO 2004/029595 A1; this Return Receipt Postcard

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U.S. APPLICATION	P1 CON OF 12 CONTROL OF 13 INTERNATIONAL APPLICATION NO. PCT/JP0311460				ATTORNEY'S DOCKET NUMBER 63005 (70551)				
21. The follo	owing fees are su	Applicant Use	Office Use Only						
x a) Basic	national fee	\$ 300.00							
x b) Examin	nation fee	\$ 200.00							
x c) Search	n fee	\$ 500.00							
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David A. Tuck		O. Tucker							
	Ker KANGELL, LLP	vid A. Tucker							
P.O. Box 55874 NAME									
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PTO/SB/17 (12-04v2)
Approved for use through 7/31/2006. OMB 0651-0032
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Onder the Fa	perwork reduction Act of	1333, 110 person are	s required to	Complete if Known								
Fees pursuant to	Effective on 12/08/ the Consolidated Approp			Not Yet Assigned 2664								
i	TRANS			Concurrently Herewith								
		First Named Inventor Tetsuo Saeki										
-	For FY 20	***************************************		Not Yet Assigned								
Applican	t claims small entity state	Art Unit	1	Not Yet Assigned								
TOTAL AMOU	NT OF PAYMENT	(\$) 1,040	.00	Attorney Docke		63005 (70551)						
METHOD OF												
METHOD OF PAYMENT (check all that apply)												
Check Credit Card Money Order Other (please identify):												
X Deposit Account Deposit Account Number: 04-1105 Deposit Account Name: Edwards & Angell, LLP												
For the	above-identified depo	sit account, the	Director is	hereby authori	zed to: (checl	k all that apply)						
x C	harge fee(s) indicated	l below		Char	ge fee(s) indi	cated below, ex	cept for t	he filing fee				
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FEE CALCUI	ATION											
1. BASIC FILIN	G, SEARCH, AND E	KAMINATION F	EES									
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Utility	300	150	500	250	200	100						
Design	200	100	100	50	130	65						
Plant	200	100	300	150	160	80						
Reissue	. 300	150	500	250	600	300						
Provisional	200	100	0	0	0	0						
2. EXCESS CL	AIM FEES							Small Entity				
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Multiple depende	ent claim over 3 (inch	iding Reissues)					200	100				
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3. APPLICATIO												
If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50												
	action thereof. See 3					,, •		•				
<u>Total Sheet</u>	s Extra Sheet	s <u>Numbe</u>	r of each a	dditional 50 or fr	action thereof	Fee (\$)	<u>Fee</u>	Paid (\$)				
4. OTHER FEE		Fees Paid (\$)										
_	Specification, \$130											
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SUBMITTED BY							-					
Signature	Buriel O.	7 wilnes		Registration No. (Attorney/Agent)	27,840	Telephone	(617) 51	7-5508				
Name (Print/Type)						Date	March 3	3, 2005				
L						<u> </u>						

Application No. (if known): Not Yet Assigned

Attorney Docket No.: 63005 (70551)

Certificate of Express Mailing Under 37 CFR 1.10

I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail, Airbill No. EV 492341211 US in an envelope addressed to:

> MS PCT Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

March 3, 2005

Kathryn A. Grindrod Typed or printed name of person signing Certificate (617) 517-5534 Registration Number, if applicable Telephone Number

Note:

Each paper must have its own certificate of mailing, or this certificate must identify each submitted paper.

Transmittal Letter to the United States Designated-Elected Office (4

Fee Transmittal (2 pages) Specification (12 pages)

Formal drawings Figs. 1 - Figs. 8 (4 pages)

Oath or declaration of the inventor(s) (4 pages) Preliminary Amendment (5 pages)

PCT/RO/101; PCT/IB/210; PCT/IB/301; PCT/IB/304; PCT/IB/308;

International Application No. WO 2004/029595 A1 Information Disclosure Statement (10 pages)

IDS (Citation) by Applicant Form PTO/SB/08a/b (1 page) (with 6

references)

Assignment Recordation Form Cover Sheet (2 pages)

Assignment (2 pages)

Authorization to charge \$1,040.00 to deposit account 04-1105

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